

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF HAWAII

Case number (if known)

Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Kaumana Drive Partners, LLC

2. All other names debtor used in the last 8 years  
Include any assumed names, trade names and doing business as names  
DBA Legacy Hilo Rehabilitation and Nursing Center  
FDBA Kaumana Drive Partners I  
FDBA Regency Hilo Rehabilitation and Nursing Center

3. Debtor's federal Employer Identification Number (EIN) 26-1794868

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

563 Kaumana Drive  
Hilo, HI 96720

Number, Street, City, State & ZIP Code

Hawaii  
County

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor  
☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other. Specify:

7. Describe debtor's business A. Check one:

- ☒ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☐ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)  
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)  
☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

6231

8. Under which chapter of the Bankruptcy Code is the debtor filing? Check one:

- ☐ Chapter 7  
☐ Chapter 9

☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).  
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).  
☐ A plan is being filed with this petition.  
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).  
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.  
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.  
☐ Yes.

If more than 2 cases, attach a separate list.

District		When		Case number	
District		When		Case number	

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☒ No  
☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor		Relationship	
District		When	
		Case number, if known	

11. Why is the case filed in this district?

Check all that apply:  
☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.  
☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

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12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No  
☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.  
  
**Why does the property need immediate attention?** (Check all that apply.)  
☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_  
☐ It needs to be physically secured or protected from the weather.  
☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).  
☐ Other \_\_\_\_\_  
**Where is the property?** \_\_\_\_\_  
Number, Street, City, State & ZIP Code  
  
**Is the property insured?**  
☐ No  
☐ Yes. Insurance agency \_\_\_\_\_  
Contact name \_\_\_\_\_  
Phone \_\_\_\_\_

**Statistical and administrative information**

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13. Debtor's estimation of available funds

Check one:  
☒ Funds will be available for distribution to unsecured creditors.  
☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

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14. Estimated number of creditors

☐ 1-49  
☐ 50-99  
☒ 100-199  
☐ 200-999

☐ 1,000-5,000  
☐ 5001-10,000  
☐ 10,001-25,000

☐ 25,001-50,000  
☐ 50,001-100,000  
☐ More than100,000

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15. Estimated Assets

☐ \$0 - \$50,000  
☐ \$50,001 - \$100,000  
☐ \$100,001 - \$500,000  
☐ \$500,001 - \$1 million

☐ \$1,000,001 - \$10 million  
☒ \$10,000,001 - \$50 million  
☐ \$50,000,001 - \$100 million  
☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion  
☐ \$1,000,000,001 - \$10 billion  
☐ \$10,000,000,001 - \$50 billion  
☐ More than \$50 billion

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16. Estimated liabilities

☐ \$0 - \$50,000  
☐ \$50,001 - \$100,000  
☐ \$100,001 - \$500,000  
☐ \$500,001 - \$1 million

☐ \$1,000,001 - \$10 million  
☒ \$10,000,001 - \$50 million  
☐ \$50,000,001 - \$100 million  
☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion  
☐ \$1,000,000,001 - \$10 billion  
☐ \$10,000,000,001 - \$50 billion  
☐ More than \$50 billion

Debtor **Kaumana Drive Partners, LLC**  
Name

Case number (if known)

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **October 6, 2019**  
MM / DD / YYYY

**X /s/ Benjamin Meeker**  
Signature of authorized representative of debtor  
  
Title **President**

**Benjamin Meeker**  
Printed name

**18. Signature of attorney**

**X /s/ Chuck C. Choi**  
Signature of attorney for debtor

Date **October 6, 2019**  
MM / DD / YYYY

**Chuck C. Choi**  
Printed name

**Choi & Ito**  
Firm name

**700 Bishop Street, Suite 1107  
Honolulu, HI 96813**  
Number, Street, City, State & ZIP Code

Contact phone **808-533-1877** Email address **cchoi@hibklaw.com**

**6435 HI**  
Bar number and State

**Fill in this information to identify the case:**

Debtor name Kaumana Drive Partners, LLC

United States Bankruptcy Court for the: DISTRICT OF HAWAII

Case number (if known) \_\_\_\_\_

☐ Check if this is an amended filing

Official Form 202

**Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

**WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**

**Declaration and signature**

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration \_\_\_\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 6, 2019

X /s/ Benjamin Meeker

Signature of individual signing on behalf of debtor

Benjamin Meeker

Printed name

President

Position or relationship to debtor

**Fill in this information to identify the case:**

Debtor name **Kaumana Drive Partners, LLC**  
 United States Bankruptcy Court for the: **DISTRICT OF HAWAII**  
 Case number (if known): \_\_\_\_\_

☐ Check if this is an  
 amended filing

**Official Form 204**
**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**
12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
State of Hawaii Department of Taxation Attn: Bankruptcy Unit P.O. Box 259 Honolulu, HI 96813		General Excise Taxes				\$1,618,015.23
Dentons US LLP 1001 Bishop Street Suite 1800 Honolulu, HI 96813	Paul Alston, Esq. paul.alston@dentons.com	Legal services (indemnification)				\$529,740.15
Brighton Rehabilitation 206 NORTH 2100 WEST Salt Lake Cty, UT 84116		Goods or services rendered	Disputed			\$473,255.93
Victus Management 2131 Palomar Airport Road, Suite 218 Carlsbad, CA 92011		Management services				\$298,110.49
DHHS/Ctr for Medicare and Medicaid Svcs Western Div of Survey 90 7th Street, Suite 5-300 (5W) San Francisco, CA 94103-6707		Civil Money Penalties	Contingent Unliquidated			\$177,440.00
Ashford & Wriston, LLP 999 Bishop Street Suite 1400 Honolulu, HI 96813	Kevin W. Herring, Esq. kherring@awlaw.com	Legal services				\$157,974.67

Debtor **Kaumana Drive Partners, LLC**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
AMN Healthcare Allied, Inc. P.O. Box 281939 Atlanta, GA 30384-1939		Goods or services rendered	Disputed			\$122,327.51
Carl Osaki, Esq. 225 Queen Street #17H Honolulu, HI 96813	Carl Osaki, Esq. carl@chosaki.com	Legal services				\$102,414.73
BKD, LLP P.O. Box 1190 Springfield, MO 65801-1190		Goods or services rendered	Disputed			\$83,310.06
HMAA C/O PSH Ins., 737 Bishop St 12th Fl. Honolulu, HI 96813		Goods or services rendered				\$31,266.48
Kobayashi, Sugita & Goda, LLP 999 Bishop Street #2600 Honolulu, HI 96813-4430	Craig K.Shikuma, Esq. cshikuma@ksglaw.com	Legal services (indemnification)				\$29,548.90
Healthcare Association of Hawaii 707 Richards Street, PH2 Honolulu, HI 96813		Long Term Care Sustainability Program	Unliquidated			\$23,989.89
LitEcon LLP 10 W Broadway #203 Long Beach, CA 90802		Goods or services rendered				\$19,305.00
Hawaii Electric Light Company P.O. Box 909 Honolulu, HI 96808		Services Rendered				\$19,167.62
Direct Supply Inc. P.O. Box 88201 Milwaukee, WI 53288	vsukhanov@directs.com	Goods or services rendered				\$17,083.73
Hawaii Employers' Mutual Insurance Co. PO BOX 29050 Honolulu, HI 96820-1450		Insurance premiums / promissory note				\$14,344.26
SYSCO Hawaii P.O. Box 855 Honolulu, HI 96808	elizabeth.miller@sySCO.com	Goods or services rendered				\$10,642.64

Debtor **Kaumana Drive Partners, LLC**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>MEDLINE INDUSTRIES INC</b> P.O. Box 121080, Dept 1080 Dallas, TX 75312		<b>Goods or services rendered</b>				<b>\$8,857.61</b>
<b>Premium Incorporated</b> 2644 Waiwai Loop Honolulu, HI 96819		<b>Goods or services rendered</b>				<b>\$8,580.08</b>
<b>MTX of Southwest Florida, Inc.</b> P. O. Box 48426, Suite 227 Tampa, FL 33647		<b>Goods or services rendered</b>	<b>Disputed</b>			<b>\$7,233.39</b>



**United States Bankruptcy Court  
District of Hawaii**

In re **Kaumana Drive Partners, LLC**

Debtor(s)

Case No.

Chapter

**11**

**VERIFICATION OF CREDITOR MATRIX**

I, the President of the limited liability company named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **October 6, 2019**

/s/ Benjamin Meeker

**Benjamin Meeker/President**

Signer/Title

Accelerated Care Plus Leasing Inc.  
13828 Collections Center DR  
Chicago, IL 60693

Abrien Aguirre  
131 Kukuau St. Apt 202  
Apt. 202  
Hilo, HI 96720

Sharon Ahia  
13-345 Kamaili Rd.  
Pahoa, HI 96778

Samlyn Aiwahi  
P. O. Box 11327  
Hilo, HI 96721

AMN Healthcare Allied, Inc.  
P.O. Box 281939  
Atlanta, GA 30384-1939

Andre Hurst  
563 Kaumana Drive  
Hilo, HI 96720

Lougelyn Asencion  
137 Kaumana Dr  
Hilo, HI 96720

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999 Bishop Street  
Suite 1400  
Honolulu, HI 96813

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169 Hoku St.  
Hilo, HI 96720

Vivan Ashton  
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Keaau, HI 96749

Mark Balicoco  
16-1614 Keaau Pahoa Rd.  
Keaau, HI 96749

Rachel Bega  
HC 1 Box 5016  
Keaau, HI 96749

Genesis Berona  
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Hilo, HI 96720

Jesus Bilango  
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Hilo, HI 96720

BKD, LLP  
P.O. Box 1190  
Springfield, MO 65801-1190

Gayle Bovee  
P O Box 1435  
Hilo, HI 96721

Briggs Healthcare  
4900 University Ave. Suite 200  
DES MOINES, IA 50266-1355

Brighton Rehabilitation  
206 NORTH 2100 WEST  
Salt Lake Cty, UT 84116

Brighton Rehabilitation LLC  
206 North 2100 West  
Salt Lake City, UT 84116

Ryan Brimley  
106 Liliuokalani Lane  
Hilo, HI 96720

Shania Bukoski  
P.O. Box 711467  
Mountain view, HI 96771

Maria Byng  
135 Pakalana St.  
Hilo, HI 96720

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2177 B. Awapuhi St  
Hilo, HI 96720

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Daylan Capello  
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Apt. 208  
Hilo, HI 96720

Capitol Indemnity Corporation  
P.O. Box 5900  
Madison, WI 53705-0900

Casamba  
5210 Lewis Road #10  
Agoura Hills, CA 91301

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Keaau, HI 96749

Veniece Corpuz  
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Keaau, HI 96749

County of Hawaii  
101 Aupuni Street, Suite 4  
Hilo, HI 96720

County of Hawaii, DWS  
345 KEKUANA'O ST., STE 20  
Hilo, HI 96720

CPIF WTB, LLC  
1910 Fairview East  
Suite 200  
Seattle, WA 98102

Angela Cubangbang  
P.O. Box 6165  
Apt. A  
Hilo, HI 96720

Amelyn Dalmacio  
2282 Awapuhi Street  
Hilo, HI 96720

Charlene Dalmacio  
PO Box 743  
Kurtistown, HI 96760

Evelyn Dayoan  
151308 Naupaka Street  
Keaau, HI 96749

Joy Dela Cruz  
28-2829 Hawaii Belt Road  
Apt. A  
Pepeekeo, HI 96783

Dentons US LLP  
1001 Bishop Street  
Suite 1800  
Honolulu, HI 96813

DHHS/Ctr for Medicare and Medicaid Svcs  
Western Div of Survey  
90 7th Street, Suite 5-300 (5W)  
San Francisco, CA 94103-6707

Direct Supply Inc.  
P.O. Box 88201  
Milwaukee, WI 53288

Divina Duran  
Rra Box 2418  
Pahoa, HI 96778

Dyatech, LLC  
805 S Wheatley St  
Ste 600  
Ridgeland, MS 39157

Ecolab  
P.O. Box 100512  
PASADENA, CA 96720-1812

EcoLab Food Safety Specialties  
24198 Network Place  
Chicago, IL 60673-1241

ECS BILLING AND CONSULTING SOUTH, INC.  
5870 Venture Drive  
Dublin, OH 43017

ECS Solutions  
P.O. Box 402  
Tiffin, OH 44883

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Volcano, HI 96785

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Philadelphia, PA 19111-7309

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Keaau, HI 96749

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Hilo, HI 96720

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Hilo, HI 96720

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Tracie Hamilton  
224 Kaumana Drive  
Hilo, HI 96720

Hawaii Electric Light Company  
P.O. Box 909  
Honolulu, HI 96808

Hawaii Employers' Mutual Insurance Co.  
PO BOX 29050  
Honolulu, HI 96820-1450

Hawaii Gas  
P.O. Box 29850  
Honolulu, HI 96820-2250

Hawaii Hospital Education & Research Fdn  
707 Richards Street, PH2  
Honolulu, HI 96813

Hawaii Medical Service Association  
818 Keeaumoku Street  
Honolulu, HI 96814

Healthcare Association of Hawaii  
707 Richards Street, PH2  
Honolulu, HI 96813

Hilo Medical Center  
1190 Wainanuenue Ave  
Hilo, HI 96720-2094

Hilo Products, Inc.  
41 Makaala Street  
Hilo, HI 96720

Hilo SNF, LLC  
45-181 Waikalua Road  
Kaneohe, HI 96744

Dominic Hiro  
263 Lama Street  
Hilo, HI 96720

Winne Hisaiah  
430 W Kawili Street  
Hilo, HI 96720

HMAA  
C/O PSH Ins., 737 Bishop St 12th Fl.  
Honolulu, HI 96813

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Hilo, HI 96720

Hospice of Hilo  
1011 Waianuenue Avenue  
Hilo, HI 96720-2019

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Kekai Kahakua  
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Hilo, HI 96720

Ngaire Kahakua  
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Hilo, HI 96720

Loran Kahalehili  
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Hilo, HI 96720

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Lepekakukunaokala Kalani  
PO Box 831115  
Pepeekeo, HI 96783

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Hilo, HI 96720

Janelle Kamahela  
22 West Kawailani Street  
Hilo, HI 96720

Barrilyn Kamalii  
334 Luhau Place  
Hilo, HI 96720

Ashlyn Kaneshiro  
15-1670 21 St.  
keaau, HI 96749

Sarah Kanui  
537 E Kahaopea St  
Hilo, HI 96720

Ana Katoa  
52 E Ohea St  
Hilo, HI 96720

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999 Bishop Street #2600  
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11A Aikane Road  
Hilo, HI 96720

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230 Kapiolani St.  
Hilo, HI 96720

Janice Lee  
263 Lama Street  
Hilo, HI 96720

Jarom Lee  
P.O. Box 461  
Kurtistown, HI 96760

Jovy Lee  
1505 Railroad Avenue  
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**United States Bankruptcy Court  
District of Hawaii**

In re **Kaumana Drive Partners, LLC**

Debtor(s)

Case No.  
Chapter

**11**

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Kaumana Drive Partners, LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

**REGENCY VENTURE FUND, LLLP**  
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**Carlsbad, CA 92011**

☐ None [*Check if applicable*]

**October 6, 2019**

Date

**/s/ Chuck C. Choi**

**Chuck C. Choi**

Signature of Attorney or Litigant

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